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Paper No. 3

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OFFICE OF PETITIONS

In re Application of Yoram Yaacovi Application No. 09/909,673 Filed: July 20, 2001 Attorney Docket No.

**DECISION GRANTING PETITION** 

This is a decision on petition under 37 CFR 1.10(c) filed August 15, 2001, requesting that the above-identified application be accorded a filing date of July 20, 2001, rather than the presently accorded filing date of July 19, 2001.

Petitioner alleges that the application was deposited in Express mail service on July 20, 2001. In support, the petition is accompanied by a copy of Express Mail receipt No. EL650276013US (the same Express mail number found on the original application papers located on the official file) showing a "date in" of July 20, 2001.

In view of the above, the petition is **GRANTED**.

The petition fee of \$130.00 will be credited to deposit account 23-3050, in due course, because the circumstances necessitating the filing of the petition were the result of an Office error.

The application file will be returned to the Initial Patent Examination Division for correction of the filing date to July 20, 2001.

Any inquiries related to this decision should be directed to Kenya A. McLaughlin, Petitions Attorney, at (703)305-0010

Christina & Partie for

Beverly M. Flanagan Supervisory Petitions Examiner Office of Petitions Office of the Deputy Commissioner for Patent Examination Policy